

## Message Text

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PAGE 01 BONN 04314 01 OF 02 151849Z

43

ACTION OES-05

INFO OCT-01 EUR-12 EA-09 IO-11 ISO-00 ACDA-10 CIAE-00

INR-07 L-03 NSAE-00 NSC-05 EB-07 NRC-07 FEAE-00

DODE-00 USIA-15 TRSE-00 ERDA-07 COME-00 PM-04 SAJ-01

/104 W

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R 151833Z MAR 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC 7250

INFO AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY OTTAWA

AMEMBASSY PARIS

AMEMBASSY TOKYO

USMISSION IAEA VIENNA

USMISSION USUN NEW YORK

UNCLAS SECTION 01 OF 02 BONN 04314

E.O. 11652: N/A

TAGS: TECH, PARM, GW

SUBJECT: NUCLEAR EXPORT CONTROL

REF: BONN 03233

1. SUMMARY: FURTHER PARLIAMENTARY QUESTIONS ABOUT NUCLEAR SUPPLIERS' GUIDELINES WERE ANSWERED BY FRG FOREIGN MINISTRY MINISTER OF STATE WISCHNEWSKI AS FOLLOWS: FRG MINISTER OF OFFICIAL EMPHASIZED IN HIS ANSWERS THAT FRG WILL NOT APPROVE ANY AGREEMENT WHICH IMPAIRS THE POSITION OF THE GERMAN NUCLEAR INDUSTRY IN THE EXPORT MARKET.# END SUMMARY.

2. FOLLOWING IS INFORMAL TRANSLATION OF QUESTIONS TABLED BY MEMBER OF PARLIAMENT ENGELSBERGER (CDU/CSU) ON MARCH 3 AND THE ANSWERS GIVEN BY MINISTER OF STATE WISCHNEWSKI (SPD) OF ECONOMIC  
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PAGE 02 BONN 04314 01 OF 02 151849Z

MINISTRY ON MARCH 11:

ENGELBERGER: WHAT ARE THE REASONS THAT THE GUIDELINES ON NUCLEAR EXPORTS HAVE NOT BEEN SUBMITTED TO THE PUBLIC ALTHOUGH THE NON-PROLIFERATION TREATY IS ACCESSIBLE TO THE GENERAL PUBLIC, AND WHAT ARE THE PARTICULAR REASONS THAT LEAD THE PARTNERS OF THIS AGREEMENT TO TREAT THE GUIDELINES AS CONFIDENTIAL?

WISCHNEWSKI: THE CONTENT OF THE GUIDELINES ON NUCLEAR EXPORTS DEVELOPED IN THE TALKS AMONG THE MOST IMPORTANT NUCLEAR SUPPLIERS IN LONDON IS CONFIDENTIAL. THE PARTNERS AGREED TO KEEP IT CONFIDENTIAL. THE PARLIAMENTARY COMMITTEE ON RESEARCH AND TECHNOLOGY WAS INFORMED ON FEBRUARY 12, 1976, THE COMMITTEE ON FOREIGN AFFAIRS WAS INFORMED ON MARCH 10, 1976. THE AIM OF THE GUIDELINES IS TO INTEGRATE THE PEACEFUL USE OF NUCLEAR ENERGY IN AN EFFICIENT AND FAR-REACHING SYSTEM OF SAFEGUARDS. THEY CORRESPOND TO THE GOALS AND THE SPIRIT OF THE NPT.

ENGELBERGER: DOES THE AGREEMENT ON NUCLEAR EXPORTS MEAN THAT THE NPT IS EXTENDED TO THE PEACEFUL USE OF NUCLEAR POWER BY ADMINISTRATIVE MEASURES AND MAY THE COMPETITIVITY OF THE GERMAN NUCLEAR INDUSTRY THUS BE HAMPERED?

WISCHNEWSKI: NO, THE GUIDELINES CAN BY NO MEANS MEAN A DISADVANTAGE IN THE COMPETITIVITY OF THE GERMAN INDUSTRY. SURELY YOU ARE INFORMED ABOUT THE FACT THAT THE GOVERNMENT PROMOTED THE GERMAN INDUSTRY IN ITS EFFORT TO EXPAND ITS EXPORT MARKET AS FAR AS POSSIBLE. THEREFORE, IT WOULD NEVER AGREE TO ANY ARRANGEMENTS THAT WOULD MAKE THE POSITION OF OUR INDUSTRY WORSE IN THE COMPETITION.

NOTE BY OC/T: #SENTENCE AS RECEIVED.

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PAGE 01 BONN 04314 02 OF 02 151902Z

43

ACTION OES-05

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FEAE-00 DODE-00 USIA-15 TRSE-00 ERDA-07 COME-00 SAJ-01

/104 W

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R 151833Z MAR 76  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC 7251  
INFO AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY OTTAWA  
AMEMBASSY PARIS  
AMEMBASSY TOKYO  
USMISSION IAEA VIENNA  
USMISSION USUN NEW YORK

UNCLAS SECTION 02 OF 02 BONN 04314

ENGELSBERGER: TO WHAT EXTENT HAS THE GOVERNMENT SOUGHT  
THE ADVICE AND THE OPINION OF THE GERMAN INDUSTRY IN  
THE COURSE OF THE ELABORATION OF THE GUIDELINES ON  
NUCLEAR EXPORTS?

WISCHNEWSKI: ON THIS MATTER I AM NOT INFORMED. BUT I  
AM SURE THAT THIS HAS BEEN THE PROCEDURE. I AM PREPARED  
TO GIVE YOU THE ANSWER IN WRITING.

ENGELSBERGER: TO WHAT EXTENT IS THE EXPORT OF NUCLEAR  
FACILITIES BEING AFFECTED BY THE NEW GUIDELINES ON  
NUCLEAR EXPORTS AND WHO IS TO CONTROL THE EXECUTION  
OF THESE GUIDELINES IN THE PARTNER NATIONS WHICH HAVE  
AGREED UPON THESE GUIDELINES ON NUCLEAR EXPORTS?  
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PAGE 02 BONN 04314 02 OF 02 151902Z

WISCHNEWSKI: THE GUIDELINES ARE NOT A TREATY BY  
INTERNATIONAL LAW. THE MOST IMPORTANT NUCLEAR SUPPLI-  
ERS ARE GOING TO APPLY THE PRINCIPLES OF SAFEGUARDS  
PUT DOWN IN THE GUIDELINES ON THE EXPORT OF NUCLEAR  
FACILITIES AND MATERIAL WITHIN THE FRAMEWORK OF THEIR  
NATIONAL EXPORT POLICY. THE EXECUTION OF THE SAFE-  
GUARDS IS INCUMBENT ON THE IAEA.

ENGELSBERGER: WHAT EFFECT WILL THE GUIDELINES HAVE  
ON THE GERMAN-BRAZILIAN NUCLEAR AGREEMENT AND ON THE

DELIVERY OF NUCLEAR FACILITIES TO SOUTH AFRICA?

WISCHNEWSKI: WHAT HAS BEEN AGREED UPON IN THE GUIDELINES HAS ALREADY BEEN APPLIED TO THE AGREEMENT WITH BRAZIL. AS TO THE CASE OF SOUTH AFRICA I CAN'T SAY ANYTHING BECAUSE THE CORRESPONDING APPLICATION HAS NOT YET BEEN APPROVED, TO MY KNOWLEDGE.

ENGELSBERGER: HAS THE SOVIET UNION AGREED TO THE CONTROL OF THE IAEA AND HAVE SUCH CONTROLS ON SOVIET NUCLEAR EXPORTS TAKEN PLACE ALREADY?

WISCHNEWSKI: ALL PARTNERS HAVE ACCEPTED THE GUIDELINES IN THE SAME MANNER.

END INFORMAL TRANSLATION.      HILLENBRAND

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NUCLEAR AGREEMENTS, TEXT, NUCLEAR ARMS CONTROL, PEACEFUL USES OF ATOMIC ENERGY  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 15 MAR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
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**Disposition History:** n/a  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
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**Subject:** NUCLEAR EXPORT CONTROL  
**TAGS:** TECH, PARM, GE, (WISCHNEWSKI), (ENGELSBERGER)  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006